

Arent Fox

September 22, 2010

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, DC 20554

Alan G. Fishel

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Re: Ex Parte Communication, CC Docket No. 02-6, GN Docket No. 09-51

Dear Ms. Dortch:

On September 21, 2010, on behalf of the Internet2 K20 Initiative, Alan Fishel, counsel for Internet2, received a telephone call from Gina Spade. During that call, in response to a request from Ms. Spade, Mr. Fishel discussed the Internet2 K20 Initiative's view that the Commission should include installation and at least some construction charges as eligible in connection with the leasing of dark fiber.

Respectfully submitted,


Alan G. Fishel